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**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

SURGICAL INSTRUMENT SERVICE
COMPANY, INC.,

Plaintiff/
Counterclaim-Defendant

vs.

INTUITIVE SURGICAL, INC.,

Defendant/
Counterclaimant.

Case No.: 3:21-cv-03496-AMO-LB

**SUPPLEMENTAL DECLARATION OF
ANDREW LAZEROW IN SUPPORT OF
INTUITIVE SURGICAL, INC.'S
MOTION TO EXCLUDE TESTIMONY
OF PHILIP J. PHILLIPS**

I, ANDREW LAZEROW, declare as follows:

1. I am an attorney licensed to practice in the District of Columbia and Maryland and am admitted to practice *pro hac vice* before this Court. I am a partner with the law firm of Covington & Burling LLP, counsel for Intuitive Surgical, Inc. (“Intuitive”) in this matter. I have personal knowledge of the facts set forth herein, and if called to testify, I could and would testify competently thereto.

2. Attached to this supplemental declaration as **Exhibit 17** is a true and correct copy of certain excerpts of the deposition of Philip J. Phillips taken in this litigation on March 10, 2023.

I declare under the penalty of perjury under the laws of the United States that the foregoing is true and correct.

DATED: May 11, 2023

By: 
ANDREW LAZEROW